

# EXHIBIT B

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JEANNE BELLINO,

Plaintiff,

-against-

STEVEN VICTOR TALLARICO a/k/a Steven Tyler,

Defendant  
----- x

**ORDER**

LEWIS A. KAPLAN, *District Judge.*

Plaintiff moves for reconsideration of the Court's order granting defendant's unopposed motion to dismiss.<sup>1</sup> "[R]econsideration will generally be denied unless the moving party can point to controlling decisions or data that the court overlooked."<sup>2</sup> But "[t]he purpose of a motion for reconsideration is . . . not to seek a different outcome on the basis of an argument that was not made in the first place."<sup>3</sup> This is precisely what plaintiff attempts to do in her memorandum in support of her motion.

Accordingly, the motion for reconsideration is denied. Plaintiff remains free to file a timely motion for leave to amend the complaint.

SO ORDERED.

Dated: March 7, 2024



Lewis A. Kaplan  
United States District Judge

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<sup>1</sup>

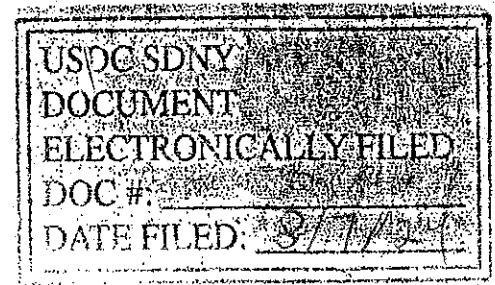
Dkt 12.

<sup>2</sup>

*Sacerdote v. New York Univ.*, 9 F.4th 95, 118 n.94 (2d Cir. 2021) (quoting *Shrader v. CSX Transp., Inc.*, 70 F.3d 255, 257 (2d Cir. 1995)).

<sup>3</sup>

*See Shapira v. Charles Schwab & Co.*, 02-cv-0425 (LAK), 2002 WL 31307962, at \*1 (S.D.N.Y. Oct. 15, 2002).



24-cv-0712 (LAK)